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Paper No. 44


In re Application of
Jeffery W. Henry
Serial No. 09/369,754
Filed: August 6, 1999
For: AMUSEMENT PARK WATER LOCK SYSTEM AND METHOD OF USE

:
: Decision *sua sponte* Withdrawing the
: Holding of Abandonment

On December 4, 2001 a Notice of Abandonment was mailed for failure to respond to the Office Action mailed August 15, 2001.

A review of the record now shows that responsive to the Office Action, applicant filed a timely Amendment, bearing a Mail Room date stamp of January 3, 2001 and a Certificate of Mailing showing a deposit date of October 17, 2001.

Since the above noted papers were timely, the Notice of Abandonment was issued in error. Accordingly, the Notice of Abandonment is withdrawn, the holding of Abandonment is vacated and the application restored to pending status. The file will be forwarded to the examiner for processing in due course.


Derris H. Banks
Supervisory Patent Examiner
Art Unit 3712, TC 3700

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